

HOUSE BILL 3454

By Hensley

AN ACT to amend Tennessee Code Annotated, Section
49-6-3050, relative to students in home schools.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 49-6-3050(b)(5)(A), is amended by deleting the subsection in its entirety and by substituting instead the following:

(5)

(A) Administration by the commissioner of education, or the commissioner's designee, or by a professional testing service that is approved by the LEA, to home school students of the same state board approved secure standardized tests required of public school students in grades three (3) through twelve (12); however, the tests for grades nine (9) through twelve (12) shall not be the high school proficiency test required by § 49-6-6001;

SECTION 2. Tennessee Code Annotated, Section 49-6-3050(b)(6), is amended by deleting the subsection in its entirety and by substituting instead the following:

(6)

(A) Consultation between the director of schools and the parent-teacher if the home school student scores below proficient in any subject, based on the test required in subdivision (b)(5);

(B) If a home school student scores below proficient in two (2) or more subjects, based on the tests required in subdivision (b)(5), the parent shall consult with the director of schools and a teacher licensed by the state board of education and having a certificate or endorsement in the grade level, courses or

subject matters in which consultation is sought. The parent, director and teacher shall design a remedial course to help the child;

(C)

(i) If a home school student scores below proficient in two (2) or more subjects for two (2) consecutive years based on the tests required under subdivision (b)(5) and if the child is not learning disabled in the opinion of a teacher licensed to teach at the child's grade level, the director of schools may require the parents to enroll the child in a public, private or church-related school, in accordance with this part, and the parents shall have all rights provided by law to respond to this requirement;

SECTION 3. This act shall take effect July 1, 2012, the public welfare requiring it.